

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of MARSHA LABOWITCH and
TREVOR LABOWITCH, Minors.

FAMILY INDEPENDENCE AGENCY

Petitioner-Appellee,

v

WENDY LABOWITCH,

Respondent-Appellant,

and

DEREK LABOWITCH,

Respondent.

Before: Griffin, P.J., and Zahra and S.L. Pavlich*, JJ.

MEMORANDUM.

Respondent-appellant appeals as of right from a family court order terminating her parental rights to the minor children pursuant to MCL 712A.19b(3)(g), (j) and (k)(ii); MSA 27.3178(598.19b)(3)(g), (j) and (k)(ii). We affirm.

The trial court did not clearly err in finding that §§ 19b(3)(g) and (j) were established by clear and convincing evidence. MCR 5.974(I), *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). Because only one statutory ground is required in order to terminate parental rights, any error in terminating respondent-appellant's parental rights under § 19b(3)(k)(ii) does not require reversal. *In re*

* Circuit judge, sitting on the Court of Appeals by assignment.

Sours, 459 Mich 624; 640; 593 NW2d 520 (1999). Further, respondent-appellant failed to show that termination of her parental rights was clearly not in the children's best interests. MCL 712A.19b(5); MSA 27.3178(598.19b)(5); *In re Hall-Smith*, 222 Mich App 470; 564 NW2d 156 (1997). Thus, the trial court did not err in terminating respondent-appellant's parental rights to the children. *Id.*

Affirmed.

/s/ Richard Allen Griffin

/s/ Brian K. Zahra

/s/ Scott L. Pavlich